

## Message Text

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43  
ACTION EA-10

INFO OCT-01 ISO-00 IO-10 CIAE-00 DODE-00 PM-03 H-02 INR-07

L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06

/066 W  
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R 280906Z JUL 75  
FM AMEMBASSY SEOUL  
TO SECSTATE WASHDC 1712  
INFO AMEMBASSY TOKYO  
CINCPAC

LIMITED OFFICIAL USE SEOUL 5684

E.O. 11652: N/A  
TAGS: PINT, PINS, KS  
SUBJECT: SUPREME COURT REJECTS POET KIM CHI-HA'S CHALLENGE OF  
JUDGE

REF: (A) SEOUL 4342  
(B) SEOUL 4635

1. SUPREME COURT JUDGE JULY 25 TURNED DOWN KIM CHI-HA'S  
CHALLENGE TO APPOINTMENT OF SEOUL DISTRICT COURT JUDGE KWON  
CHONG-KUN AS PRESIDING JUDGE OF THREE MEMBER PANEL  
SET UP TO TRY HIM FOR VIOLATION OF ARTICLE 4 OF ANTI-  
COMMUNIST LAW. BASIS OF CHALLENGE, WHICH APPELLATE COURT  
REJECTED ON JUNE 17, WAS CONTENTION THAT JUDGE KWON  
WOULD BE PREJUDICED AGAINST KIM BECAUSE HE HAD PRESIDED  
OVER TRIAL OF PRP MEMBERS WHO WERE EXECUTED AND PART OF  
BILL OF CHARGES AGAINST POET KIM IS HIS PUBLIC  
DENUNCIATION OF TRIAL AND EXECUTION OF PRP PEOPLE.  
ACCORDING TO PRESS ACCOUNT, SUPREME COURT DECISION  
STATED THAT KIM'S CHALLENGE NOT OBJECTIVELY JUSTIFIABLE SINCE  
THE NATURE OF THE TWO TRIALS WAS DIFFERENT.

2. KIM'S LAWYERS HAVE NOW EXHAUSTED LEGAL APPEALS  
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AND TRIAL WILL PROBABLY MOVE ON AT FAIRLY RAPID  
PACE.  
ERICSON

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## Message Attributes

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**Capture Date:** 26 AUG 1999  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** JUDGES, TRIALS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 28 JUL 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** johnsorg  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975SEOUL05684  
**Document Source:** ADS  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** n/a  
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**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** johnsorg  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 16 JUL 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <16 JUL 2003 by BoyleJA>; APPROVED <18 NOV 2003 by johnsorg>  
**Review Markings:**  

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
06 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
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**Subject:** n/a  
**TAGS:** PINS, KS, PINT, (KIM CHI-HA), (KWON CHONG-KUN)  
**To:** STATE INFO TOKYO  
CINCPAC  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006